CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. 1.8

I certify that this document is being deposited with the U.S. Postal Service as First Class Mail under 37 C.F.R. 1.8 addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

June

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Applicant:

HUANG, Chiu-An

Docket No.:

39524.8800

Serial No.:

10/717,696

Filed:

November 20, 2003

Group Art Unit: 2652

Examiner:

TBA

Title:

DISC APPARATUS WITH DEVICE FOR PREVENTING EJECTION OF

CRACKED DISC

INFORMATION DISCLOSURE STATEMENT **PURSUANT TO 37 C.F.R. §§1.97-1.98**

Mail Stop Amendment Commissioner for Patents P. O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, the reference listed and identified on the attached PTO/SB/08a form is being submitted herewith for consideration by the Examiner. A copy of the listed reference is included herewith.

The reference is being cited only in the interest of candor and without any admission that it constitutes statutory prior art or contains matter which anticipates the invention or which

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would render the same obvious, either singly or in combination, to a person of ordinary skill in

the art.

For each item listed on the enclosed copy of Form PTO/SB/08a that is not in the English

language, an English language translation of that item or a portion thereof or a concise

explanation of the relevance of that item is set forth below:

Japan Patent Publication No. 10-162565 (Application No. 08-319431) - To provide an

optical disk drive device with a high dustproof effect and a simple configuration. A front surface

plate 13 with a size for covering a tray withdrawal port 5a, a holder part 18 that projects on the

rear surface of the front surface plate 13, and a dustproof material 14, where a flat part 16 is

engaged to the holder part 18 while leaving a deflection deformation margin, and the flap part 16

is included between the open edge part of the tray withdrawal port 5a and the rear surface of the

front surface plate 13 in a disk drive device for preventing dust/dirt from entering an enclosure 5,

are provided at a loading tray 12 that reciprocates between a disk-mounting device and a disk-

driving device via the tray withdrawal port 5a inside and outside the enclosure 5 for

accommodating the drive mechanism 3 of an optical disk 2. The maintenance of rustproof

performance and the drive mechanism for the loading tray 12 and the load suppression for the

power supply can be managed simultaneously.

This Information Disclosure Statement (IDS) is being filed under 37 C.F.R. §1.97(c)(1)

as the item of information contained in this disclosure was first cited in a communication from a

foreign patent office in a counterpart foreign application not more than three months prior to the

filing of this IDS, and as no final action under §1.113 or a Notice of Allowance under §1.311 has

been received, no filing fee is required with this filing. However the Assistant Commissioner is

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hereby authorized to charge Deposit Account No. 19-2814 for any deficiency in the fees should they be required for the filing of this IDS, for which purpose a duplicate copy of this sheet is enclosed. This statement does not authorize the payment of the issue fee.

If there are any questions concerning this IDS, the Examiner is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the United States Patent and Trademark Office is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 19-2814.

Respectfully submitted,

Dated: June 3, 2004

Cynthia L. Pillote Reg. No. 42,999

Enclosures: PT

PTO/SB/08a Citation copy

SNELL & WILMER LLP. One Arizona Center 400 East Van Buren Phoenix, AZ 85004-2202 TEL (602) 382-6296 FAX (602) 382-6070



Docket No.:

-39524.8800

Serial No.:

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2004

Cynthia L. Pillote Reg. No. 42,999

Enclosures:

PTO/SB/08a

Citation copy

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PTO/SB/08a (08-03)
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Substitute for form 1449A/PTO

INFORMATION DISCLOS STATEMENT BY APPLICE

(use as many sheets as necessary)

Sheet of

Complete if Known					
Application Number	10/717,696				
Filing Date	November 20, 2003				
First Named Inventor	HUANG, Chiu-An				
Art Unit	2652				
Examiner Name	TBA				
Attorney Docket Number	39524.8800				

				U.S. PATE	ENT DOCUMENTS	
Examiner Initials	Cite No. ¹	Document Number	Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Examiner Initials*	Cite No.1	Office ³	Foreign Patent Docu Number ⁴	Kind ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Т®
	A	JР	Pub. No. 10-162565		06-19-1998	NEC Home Electron Ltd		1
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Examiner		 Date		
Signature		Considered		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.